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**Office of Legislative Liaison**  
Routing Slip

TO:	ACTION	INFO
1. D/OLL		✓
3. DD/OLL		✓
3. Admin Officer		
4. Liaison		✓
5. Legislation	✓	
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SUSPENSE

*26 Jan 84*  
Date

Action Officer:

Remarks:

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*20 Jan 84*  
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EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

OLL #  
84-0028/001

January 13, 1984

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer-  
Department of Justice  
Central Intelligence Agency  
National Security Council

SUBJECT: Transportation proposed report on S. 779, the  
"Intelligence Personnel Protection Act."

The Office of Management and Budget requests the views of your agency on the above subject before advising on its relationship to the program of the President, in accordance with OMB Circular A-19.

A response to this request for your views is needed no later than  
FRIDAY, JANUARY 27, 1984.

Questions should be referred to Tracey Lawler (395-4710)  
the legislative analyst in this office.

*Ronald K. Peterson*  
RONALD K. PETERSON FOR  
Assistant Director for  
Legislative Reference

Enclosures

cc: Arnie Donahue  
Adrian Curtis



U.S. Department of  
Transportation

General Counsel

400 Seventh St., S.W.  
Washington, D.C. 20590

The Honorable Peter W. Rodino, Jr.  
Chairman, Committee on the Judiciary  
House of Representatives  
Washington, D.C. 20515

Dear Mr. Chairman:

The Department of Transportation would appreciate your consideration of the following comment on S.779, a bill entitled the

"Intelligence Personnel Protection Act."

This proposal would amend title 18, United States Code, to provide Federal criminal penalties for certain acts of violence directed at certain United States intelligence personnel performing official duties and at certain other persons associated with the intelligence community. The bill would amend section 1114 of title 18, United States Code, to add officers and employees of any department or agency within the Intelligence Community, as set out in Executive Order 12333, to the list of Federal officials enumerated in that section. Presently, murdering any of the officials listed in section 1114 is a Federal crime. This bill would add attempting to murder such persons as a Federal crime with a maximum imprisonment of twenty years.

Though the Coast Guard currently utilizes officers, enlisted personnel, and civilian employees to perform intelligence functions, they are not included within the definition of Intelligence Community in section 3.4(f) of Executive Order 12333. However, officers and enlisted men of the Coast Guard are separately listed in section 1114. Since the bill proposes to add civilian employees of the intelligence elements of the Army, Navy, Air Force, and Marine Corps, it is appropriate to also include civilian employees of the intelligence elements of the Coast Guard.

We recommend an additional amendment to section 1114, to add certain Coast Guard employees to the list of Federal officials in that section. This could be accomplished by adding a new subsection (b) to the first section of the bill, and by redesignating existing subsections (b) and (c) as subsections (c) and (d), respectively. The new subsection (b) should read as follows:

"(b) by substituting the term ", employee assigned to perform intelligence, investigative, inspection, or law enforcement functions, or enlisted member" for the term "or enlisted man";".

The Office of Management and Budget has advised that there is no objection from the standpoint of the Administration's program to the submission of this report for the consideration of the Committee.

Sincerely,